

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

FEDERAL TRADE COMMISSION

Plaintiff,

V.

Case No. 2:24-CV-4949

EMPIRE HOLDINGS GROUP LLC,  
d/b/a ECOMMERCE EMPIRE BUILDERS  
and STOREFUNNELS.NET, a limited liability  
company, and PETER PRUSINOWSKI  
Individually and as officer of  
Empire Holdings Group LLC,

Defendants.

## DEFENDANTS' MOTION TO DISMISS COMPLAINT

Defendants, Empire Holdings Group LLC d/b/a E-Commerce Empire Builders d/b/a ECommerce Empire Builders and Storefunnels.net and Peter Prusinowski (collectively, “Defendants”), file this Motion to Dismiss Counts II, III, and IV of the FTC’s Complaint under Rule 12(b)(6). The Court should grant the motion for the reasons more fully explained in the accompanying memorandum of law.

Date: September 24, 2024

Respectfully submitted,

/s/ Clair E. Wischusen

Clair E. Wischusen (Bar No. 306752)

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Empire Holdings Group LLC and  
Peter Prusinowski*

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on this 24<sup>th</sup> day of September 2024, a true and accurate copy of the foregoing Defendants' Motion to Dismiss Complaint was electronically filed via the Court's ECF system, and was thereby served upon all counsel of record.

By: /s/ Clair E. Wischusen  
Clair E. Wischusen